

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533)(Large Entity)**

Docket No.  
P-4993

In Re Application Of: S.R. Jurgensen et al.

MAY 21 2001

Serial No.

09/756,590

Filing Date

January 8, 2001

Examiner

Group Art Unit

Invention: **METHOD OF SEPARATING CELLS FROM A SAMPLE**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Box Missing Parts

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on  
February 22, 2001  
Date

Enclosed herewith for filing are the following:

- ☒ A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- ☐ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☐ A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☐ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☒ Other (list):

**Substitute drawings (two sheets, five figures) in compliance with 37 CFR 1.84**

05/23/2001 SZEWDIE1 00000041 021666 09736590  
01 FC:115 110.00 CH

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## Group Art Unit

**Invention: METHOD OF SEPARATING CELLS FROM A SAMPLE**

**TO THE ASSISTANT COMMISSIONER FOR PATENTS:**

### Box Missing Parts

- ☐ Completion of application fees as calculated below:

- |  |       |
|--|-------|
| <input type="checkbox"/> Utility application filing fee  | _____ |
| <input type="checkbox"/> Design application filing fee   | _____ |
| <input type="checkbox"/> Total number of independent claims = _____  | _____ |
| <input type="checkbox"/> Total number of claims = _____  | _____ |
| <input type="checkbox"/> Multiple dependent claims   | _____ |
| <input type="checkbox"/> Surcharge for late payment of filing fee and/or late filing of original declaration or oath | _____ |
| <input type="checkbox"/> Petition and fee for filing by other than all the inventors or a person not the inventor    | _____ |
| <input type="checkbox"/> Fee for processing an application filed with a non-English language specification           | _____ |
| <input type="checkbox"/> Fee for processing and retention of application   | _____ |

Total completion of application fees

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

- ☒ One month      ☐ Two months      ☐ Three months      ☐ Four months      ☐ Five months

from: April 22, 2001  
Date

until: May 22, 2001  
Date

Total time extension fees	\$110.00
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**Total fees due                      \$110.00**

**Response To Notice To File Missing Parts Of Application**

**Filing Date Granted (PTO-1533) (Large Entity)**

Docket No.

P-4993

In Re Application Of: S.R. Jurgensen et al.

Serial No.  
09/756,590

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Group Art Unit

Invention: **METHOD OF SEPARATING CELLS FROM A SAMPLE**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Box Missing Parts

The fee of \$110.00 is to be paid as follows:

- ☐ A check in the amount of the fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 02-1666  
A duplicate copy of this sheet is enclosed.
- ☐ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No.  
A duplicate copy of this sheet is enclosed.

  
Signature

Dated: May 17, 2001

Bruce S. Weintraub  
Attorney for Applicants  
Reg. No. 34,277  
Becton, Dickinson and Company  
1 Becton Drive  
Franklin Lakes, New Jersey 07417  
201-847-7096

I certify that this document and fee is being deposited on 5-17-01 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

  
Signature of Person Mailing Correspondence

Donna M. Baumann

Typed or Printed Name of Person Mailing Correspondence

CC:

#3



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/756,590	01/08/2001	Stewart Russell Jurgensen	P-4993

CONFIRMATION NO. 5633

26253

BECTON, DICKINSON AND COMPANY  
1 BECTON DRIVE  
FRANKLIN LAKES, NJ 07417-1880

FORMALITIES LETTER



\*OC000000005792641\*

Date Mailed: 02/22/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

The application is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given TWO MONTHS from the date of this Notice within which to correct the informalities indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

03/23/2001 SIENBOB1 00000041 021666 09756590

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130.00 CH

A copy of this notice MUST be returned with the reply.

SM  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/756,590	01/08/2001	Stewart Russell Jurgensen	P-4993

26253  
BECTON, DICKINSON AND COMPANY  
1 BECTON DRIVE  
FRANKLIN LAKES, NJ 07417-1880

CONFIRMATION NO. 5633

## FORMALITIES LETTER



\*OC000000006053786\*

Date Mailed: 05/08/2001

## NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

*Filing Date Granted*

The U.S. Patent and Trademark Office has received your reply on to the Notice mailed and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE